

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA**

TONY JOE DAVIS,

Plaintiff,

v.

**COMMISSIONER of Social Security
Administration,**

Defendant.

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Case No. CIV-17-291-RAW-SPS

ORDER REMANDING CASE FOR FURTHER PROCEEDINGS

On August 24, 2018, Magistrate Judge Shreder entered a Report and Recommendation in the above-referenced case, recommending that this court reverse the Commissioner's decision upholding on appeal the findings of the Administrative Law Judge ("ALJ"), denying benefits to plaintiff. No objection has been filed.

Upon full consideration of the entire record and the issues herein, this court finds that the Magistrate Judge's findings are supported by substantial evidence and the prevailing legal authority. Accordingly, the Report and Recommendation of the United States Magistrate Judge is hereby AFFIRMED and ADOPTED as this court's Findings and Order. The decision of the Secretary is reversed and this case is remanded to Defendant pursuant to the fourth sentence of 42 U.S.C. §405(g) for further administrative proceedings.

ORDERED THIS 11th DAY OF SEPTEMBER, 2018.

Dated this 11th day of September, 2018.



Ronald A. White
United States District Judge
Eastern District of Oklahoma